PTO/SB/21 (09-04)

10/568,650 Conf. # 2694

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Application Number

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(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Filing Date Eebruary 16, 2006 First Named Inventor R. B. Silberstein Art Unit Not Yet Assigned **Examiner Name** Not Yet Assigned Attorney Docket Number S1575.70000US00

ENCLOSURES (Check all that apply)						
Fee Transi	mittal Form	Drawing(s)		After Allowance Communication to TC		
Fee .	Attached	Licensing-related Papers		Appeal Communication to Board of Appeals and Interferences		
Amendme	nt/Reply	Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)		
After	Final	Petition to Convert to a Provisional Application		Proprietary Information		
Affid	avits/declaration(s)	Power of Attorney, Revocati Change of Correspondence		Status Letter		
Extension	of Time Request	Terminal Disclaimer		X Other Enclosure(s) (please Identify below):		
Express Al	bandonment Request	Request for Refund		Return Receipt Postcard		
x Information	on Disclosure Statement	CD, Number of CD(s)				
Certified Copy of Priority Document(s)		Landscape Table on CD				
	lissing Parts/ Application	Remarks				
Reply to Missing Parts under						
	SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT					
Firm Name	WOLF, GREENFIELD & SACKS, P.C.					
Signature William R. In Clellan						
Printed name	William R. McClellar	1				
Date March 31, 2006			Reg. No.	29,409		

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Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: March 31, 2006



DOCKET NO.: \$1575,70000US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

R. B. SILBERSTEIN

Serial No.:

10/568,650

Confirmation No.:

2694

Filed:

February 16, 2006

For:

APTITUDE TESTING

Examiner:

Not Yet Assigned

Art Unit:

Not Yet Assigned

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to MAIL STOP Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 31st day of March, 2006.

MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed within three months of the date of the entry of the national stage, as set forth in 37 C.F.R. §1.491, in an international application. No fee or certification is required.



- 2 - Art Unit: Not Yet Assigned

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified PTO/SB/08). The order of presentation of the references should not be construed as an indication of the importance of the references.

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 (modified PTO/SB/08) be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Serial No.: 10/568,650 - 3 - Art Unit: Not Yet Assigned

Conf. No.: 2694

Notwithstanding any statements by the Applicant, the Examiner is urged to form his or her own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By:

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Boston, Massachusetts 02210-2206

Telephone: (617) 646-8000

Docket No.: S1575.70000US00

Date: March 31, 2006

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FORM PTO	0-1449/A and B (m	ADEM Odified	PTO/SB/08)	APPLICATION NO	.: 10/568,650	ATTY. DOCKET NO.: \$1575.70000US00
	•		•	FILING DATE: F	February 16, 2006	CONFIRMATION NO.: 2694
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		APPLICANT: R. B. SILBERSTEIN				
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Sheet	1	of	1	GROUP ART UNIT	: Not Yet Assigned	EXAMINER: Not Yet Assigned

U.S. PATENT DOCUMENTS

Examiner's Cite No.	Cite	U.S. Patent Do	cument	Name of Patentee or Applicant of Cited	Date of Publication or Issue	
	1	Number	Kind Code	Document Document	of Cited Document MM-DD-YYYY	
	1	5,295,491	٠	Gevins	03/22/1994	
	2	5,331,969		Silberstein	07/26/1994	
	3	6,434,419	B1	Gevins et al.	08/13/2002	
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FOREIGN PATENT DOCUMENTS

Examiner's Cite	Cite	Foreign Patent Document			Name of Patentee or Applicant of Cited	Date of Publication of	Translation
Initials #	No.	Office/ Country	Number	Kind Code	Document Document	Cited Document MM-DD-YYYY	(Y/N)
	4	wo	01/60253	A1	Diagnostic Potentials Limited	08/23/2001	

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials #	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)

EXAMINER:	DATE CONSIDERED:	
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[NOTE – No copies of U.S. patents, published U.S. patent applications, or pending, unpublished patent applications stored in the USPTO's Image File Wrapper (IFW) system, are included. See 37 CFR §1.98 and 1287OG163. Copies of all other patent(s), publication(s), unpublished, pending U.S. patent applications, or other information listed are provided as required by 37 CFR §1.98 unless 1) such copies were provided in an IDS in an earlier application that complies with 37 CFR §1.98, and 2) the earlier application is relied upon for an earlier filing date under 35 U.S.C. §120.]

[#] EXAMINER: Initial if reference considered, whether or notcitation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

^{*}a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. __, filed __, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).